

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
HARRIONSBURG DIVISION

LUKE WILSON,)
)
Plaintiff,)
)
v.) Case No. 5:21cv55
)
THE TOWN OF MOUNT)
JACKSON, et al,)
)
Defendants.)

MOTION TO DISMISS

Defendant Officer Christina Whorton, by counsel and pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, moves this Court to dismiss the claims against her. For the reasons stated in the accompanying memorandum, the plaintiff has failed to state a claim against Officer Whorton upon which relief can be granted and the Complaint against her should be dismissed with prejudice.

Accordingly, the Defendant Officer Christina Whorton respectfully requests that the Complaint against her be dismissed and the Court grant such other and further relief as the Court deems appropriate.

CHRISTINA WHORTON

By: /s/ Jeremy E. Carroll
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CERTIFICATE OF SERVICE

I hereby certify that on October 21, 2021, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to:

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